

New South Wales Will Books 1800-1952, no. 7784.

*The Will of Ellen Ashe of the City of Sydney in the Colony of New South Wales, Widow, written 28 Dec 1857, proved 29 Sep 1868.*

This is the last Will and Testament of me Ellen Ashe of the city of Sydney in the Colony of New South Wales Widow. I charge my real and personal estate with all my just funeral testamentary & other expenses. I give and devise unto my son Henry Aimes Ashe my house and premises situated in Sussex Street in the said city of Sydney next adjoining Patent Slip together with half the ground behind the same together with a cottage attached to the above the proceeds to be had in trust for the repairs of the same. To hold the same to him my said son Henry Aimes Aske and his assigns for the term of his natural life. And immediately after his decease I give and devise the same unto my grandson Henry Aimes Ashe and the lawful heirs of his body as tenants in tail for ever. And I further devise that should he died intestate the whole of the estate devolve to the next male heir. And I give unto my son Henry Aimes Ashe my house and premises next to the above from which it is divided by a footway together with the remaining half of the ground behind the same. To have and to hold the above house and ground to himself and his assigns for the term of his natural life and immediately after his decease I give and devise the same unto my Grandson Henry Aimes Ashe and the lawful heirs of his body as tenants in tail for ever Subject nevertheless to the residence of his mother the wife of my said son Henry Aimes Ashe so long as she remains his widow. And I give and devise the remaining house adjoining the above with the ground behind the same and within the fence adjoining the property of Gregory Baard unto Mitchel McKenzie the wife of my said [son] Henry Aimes Ashe to hold the same for her use for the term of her natural life subject to the same being kept in repair and immediately after her decease I give and devise the same unto my Grandson Henry Aimes Ashe and the lawful heirs of his body for ever and I direct that the foot way shall be in common for the first two named houses I bequeath all my real and personal estate to my said son Henry Aimes Ashe and I charge him to pay all my testamentary and funeral expenses. I further appoint him and Thos. W. Lane my Executors of this my Will and testament and I hereby revoke all former wills made by me and declare this my last Will and Testament. In Witness whereof I have this day signed my name and set my seal this twenty eighth day of December in the year of our Lord one thousand eight hundred and fifty seven. Ellen Ashe (her mark). (L.S.)

The writing in this sheet of paper was signed Thos. Lane of the city of Sydney in the presence of and at the request of the testator having been first read over to her and clearly understanding all it contained and making thereunto in presence of us who in her presence and in the presence of each other have subscribed our names as witnesses: George Mudie, Thos. Willm. Lane.

29th September 1868. This day upon Petition Probate of the last Will and Testament of Ellen Ashe deceased was granted to Thomas William Lane one of the Executors in the said Will named (Henry Ames Ashe the other Executor also in the said Will

name[d] being dead). Testatrix died the 16th day of October 1858. Goods sworn at £25. Probate dated the same day as granted.